

## BEFORE

**OF SOUTH CAROLINA**

IN RE:   Petition of the Office of Regulatory Staff to )  
          Revoke Certificates of Public Convenience )  
          and Necessity of Certain Motor Carriers For )  
          Failure to Maintain and File Evidence of )  
          Insurance )

**PETITION FOR REVOCATION  
OF CERTIFICATES OF PUBLIC  
CONVENIENCE AND NECESSITY  
OF CERTAIN MOTOR CARRIERS**

The South Carolina Office of Regulatory Staff (“ORS”), by filing this petition, would respectfully

1. That the Commission is a state agency constituted pursuant to the laws of the State of

2. That the companies listed in Exhibit A have been certified by the Commission to operate

3. That the companies listed in Exhibit A, each having applied for and having an Order from

jurisdiction of this Commission pursuant to S.C. Code Ann. §58-23-1010 et seq. (1976 and Supp. 2014).  
See Exhibit A, Carriers Out of Compliance for Failure to Maintain and File Evidence of Insurance.

4. That the companies listed in Exhibit A, upon receiving their Certificate PC&N, were each found to be fit, willing and able to operate as a motor carrier by the Commission; that in obtaining such authority the companies certified they are “familiar with all statutes and regulations, including safety regulations, governing for-hire motor carrier operations in South Carolina” and “agree to operate in compliance with these statutes and regulations” 10 S.C. Code Ann. Regs. 103-133(4)(a) (2012); further, the companies certified they are “aware of the commission's insurance requirements and the costs associated therewith” 10 S.C. Code Ann. Regs. 103-133(4)(b) (2012).

5. That the Commission requires motor carrier applicants to procure and file with the Commission proper proof of insurance and that the insurance “must be kept in full force and effect and failure to do so is cause for the revocation of the certificate.” S.C. Code Ann. §58-23-910 (Supp. 2014).

6. That the companies listed in Exhibit A have failed to file proof of insurance as required by S.C. Code Ann. §58-23-910 (Supp. 2014) and 10 S.C. Code Ann. Regs. 103-171 and/or 103-174 (2012). See Exhibit B, Affidavit of Carole Chauvin.

7. That ORS notified the companies listed in Exhibit A, through certified mail, return receipt requested, of their failure to file the required documents providing evidence of insurance; that despite this notification, the listed companies have continued to fail to comply with the requirements of providing evidence of insurance.

8. That “[a] failure to file evidence of insurance or surety bond or failure to keep all insurance or bonds in full force and effect shall be just cause for the commission, without further evidence or hearing, to suspend its order granting authority or to suspend the certificate or any license issued to the motor carrier.” 10 S.C. Code Ann. Regs. 103-175 (2012); further, that the insurance “must be kept in full force and effect and failure to do so is cause for the revocation of the certificate.” S.C. Code Ann. §58-23-910 (Supp. 2014).

9. That “[t]he commission may at any time, after notice and opportunity to be heard, suspend, revoke, alter, or amend any certificate, if it shall be made to appear that the holder has willfully violated or refused to observe orders, rules, or regulations prescribed by the commission, provisions of the Motor Vehicle Carrier Law, or any other law of this State regulating motor carriers for hire and applicable to the holder of such certificate, or, if, in the opinion of the commission, the motor carrier holding a Certificate of PC&N is not furnishing adequate service or it is no longer compatible with the public interest to continue said certificate in force, or, if in the opinion of the commission, the motor carrier holding a Certificate of FWA is no longer furnishing adequate service, or said carrier no longer meets the fit, willing, and able criteria...” 10 S.C. Code Ann. Regs. 103-240 (2012).

10. That “[t]he commission may, after a hearing, order the suspension, revocation, alteration, or amendment of any certificate issued pursuant to Articles 1 through 11 of this chapter, if it is proved that the holder of the certificate willfully made any misrepresentation of a material fact in obtaining his certificate or willfully violated or refused to observe the laws of this State touching motor vehicle carriers or willfully violated any of the terms of his certificate or of the commission's proper orders, rules or regulations. But the holder of the certificates has the right of appeal to any court of competent jurisdiction. The commission must not be a party to any appeal.” S.C. Code Ann. §58-23-320 (Supp. 2014).

11. That the information listed in Exhibit A is the mailing address for each carrier on file with the Commission and ORS and the information listed in Exhibit A was provided by each carrier listed in Exhibit A. See Exhibit A, Carriers Out of Compliance for Failure to Maintain and File Evidence of Insurance. See also Exhibit B, Affidavit of Carole Chauvin.

**WHEREFORE**, ORS respectfully requests that the Honorable Commission:

1. Schedule and conduct a formal administrative hearing as soon as practicable to address disputed issues of fact and law regarding the Certificates of PC&N of the carriers listed in Exhibit

A, which ORS seeks to have revoked by the Commission in this action pursuant to 10 S.C. Code Ann. Regs. 103-175 and 103-240 (2012) and S.C. Code Ann. §58-23-320 (Supp. 2014).

2. Following the formal administrative hearing, immediately rule to revoke the Certificates of those motor carriers listed in Exhibit A in accordance with the authority provided to the Commission under 10 S.C. Code Ann. Regs. 103-240 (2012) and S.C. Code Ann. §58-23-320 (Supp. 2014) and thereafter immediately enter a final Order; and,

3. For other appropriate action which the Commission may deem necessary.



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C. Lessie Hammonds, Esquire  
**South Carolina Office of Regulatory Staff**  
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Columbia, South Carolina 29201  
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August 21, 2015  
Columbia, South Carolina

**Exhibit A - Petition to Revoke Certificates for Failure to Maintain Proof of Current Insurance**  
**August 20, 2015**  
Docket No. \_\_\_\_\_

**EXHIBIT A**  
**Page 1 of 2**

No.	Docket No.	Cert Type	NAME	DBA	ADDRESS	CITY	STAT	ZIP CODE
1	2014-194-T	Non-Emer	803 Transport LLC		625 Kingsbridge Rd	Columbia	SC	29210
2	2013-460-T	Charter	ABS Transportation LLC		PO Box 704	Irmo	SC	29063
3	2012-75-T	Charter	Ambassador Limousine Services, LLC		1725 W Sandcroft Dr	Charleston	SC	29407
4	2000-183-T	Charter Bus	Carolina Adventures, Inc.		PO Box 653	Chester	SC	29706
5	2012-25-T	Charter Bus	Carolina Executive Coach, LLC		701 Gervais St Ste 150/411	Columbia	SC	29201
6	2014-298-T	Charter	Cedric Lucas	Luke's Limo	425 Longwood Rd	Columbia	SC	29209
7	2010-324-T	Taxi	Charles Ross	Paradise Express	PO Box 60751	Charleston	SC	29419
8	2013-176-T	Charter Bus	Cole's Tours & Travel, LLC		401 Thornfield Rd	Columbia	SC	29229
9	2011-443-T	Taxi	Darryl Burden	D & Z Taxi	1901 Grayson St	North Charleston	SC	29405
10	2000-179-T	Taxi	Dawayne Moriarty	Faith Transportation	4230 Pine Hollow Rd	Myrtle Beach	SC	29588
11	2014-341-T	Charter	Eric Jaeger	Phoenix Transportation	1000 Waverly Place Ln Apt 2B	N Charleston	SC	29418
12	1998-625-T	Charter Bus	Evergreen Trails, Inc.	Horizon Coach Lines	4500 West Marginal Way SW	Seattle	WA	98106
13	1994-307-T	Charter	Expressions Unlimited, Inc.	Expressions Limo	921 Poinsett Hwy.	Greenville	SC	29609
14	2014-348-T	Charter	First Class Limousine, LLC		122 Legends Club Dr	Mt Pleasant	SC	29466
15	2010-213-T	Taxi	Friendly Fares, LLC		4006 Marilyn Dr	N Charleston	SC	29415
16	2014-167-T	Taxi	Garry Legette	Ever Ready Transportation	PO Box 7646	Myrtle Beach	SC	29572
17	2009-436-T	Taxi	Glenn A. Temples	Lexington County Taxi	144 Gravedigger Rd	Lexington	SC	29073
18	2009-249-T	Class A	High End Corporate Coach, Inc.	Myrtle Beach Trolley	2604 Hwy 9 E	Little River	SC	29566
19	2004-337-T	Charter Bus	High End Corporate Coach, Inc.	Myrtle Beach Trolley	2604 Hwy 9 E	Little River	SC	29566
20	2009-509-T	Taxi	Horace Freeman	Charleston Taxi Cab	4328 Helene Dr	N Charleston	SC	29418
21	2008-115-T	Charter Bus	Jack A. Nickerson, Jr.	Jane' Charters & Tours	PO Box 7920	North Augusta	SC	29861
22	2012-48-T	Taxi	James S. Jones	Charleston Cab Company	1233 Waterstone Ln	Charleston	SC	29414
23	2015-88-T	Taxi	Kenyatta Mandela	The Best of Both Worlds	2885 Alabama Dr	North Charleston	SC	29405
24	2013-68-T	Charter	Lakeya Jones	Charleston Professional Transportation	117 Pine Shadow Dr	Goose Creek	SC	29445
25	2012-56-T	Charter Bus	Lantana Group, LLC	Low Country Loop Trolley	1514 Mathis Ferry Rd Ste 11	Mt. Pleasant	SC	29464
26	2012-120-T	Class A	Lantana Group, LLC	Low Country Loop Trolley	1514 Mathis Ferry Rd Ste 11	Mt. Pleasant	SC	29464
27	2007-320-T	Taxi	Leon Tommy Gee		1929 Effies Ln	Florence	SC	29505
28	2003-318-T	Charter	Luxor Limousine Service, LLC		1438 Tom's Creek Rd	Hopkins	SC	29061
29	2011-28-T	Taxi	Maybelle Ward	Ward's Transportation	3984 Niagara St	North Charleston	SC	29405
30	2000-25-T	Charter Bus	Motts Transportation, Inc.		1131 Old Church Rd.	Cordesville	SC	29434
31	2012-370-T	Charter Bus	Pee Dee Community Fellowship Church		PO Box 12256	Florence	SC	29504
32	2012-50-T	Taxi	Rose Bankston	G & B Taxi	4509 Ventura Dr	North Charleston	SC	29405
33	2011-33-T	Charter	Ross Transportation, LLC		PO Box 20444	Charleston	SC	29413
34	2011-499-T	Taxi	Ruben Davidson	Yellow Checker Express Van Taxi/Limo	1559 Scott Hill Rd	Charleston	SC	29412
35	2013-358-T	Taxi	Ruslan Dovgolenok	"Lucky" Taxi	114 Royal Palm Blvd Apt 204	Charleston	SC	29407
36	2006-95-T	Charter Bus	Thomas Washington	T & G Tours	749 Elane Farm Rd	Hardeeville	SC	29927

Exhibit A - Petition to Revoke Certificates for Failure to Maintain Proof of Current Insurance  
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EXHIBIT A  
Page 2 of 2

37	2013-205-T	Non-Emer	Total Care Transportation, LLC		2716 W Palmetto St Ste 6	Florence	SC	29501
38	2014-72-T	Charter	Tri-County Connect LLC		704 Rosemarie Ln	Mullins	SC	29574
39	2010-111-T	Taxi	William F. Davidson	J's Taxi Service	115 Hillcrest Dr	Gaffney	SC	29340
40	2013-470-T	Taxi	Williams Management, LLC	Tri-County Taxi	100 Windsor Mill Rd.	Goose Creek	SC	29445

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**

**DOCKET NO. \_\_\_\_\_**

**August 20, 2015**

**IN RE:**    Petition of the Office of Regulatory Staff to Revoke  
             Certificates of Public Convenience and Necessity of  
             Certain Motor Carriers for Failure to Maintain and  
             File Evidence of Insurance

**AFFIDAVIT OF  
CAROLE CHAUVIN**

The Affiant, after having been first duly sworn, deposes and states as follows:

- 1)    My name is Carole Chauvin and I am employed by the Office of Regulatory Staff ("ORS") as a Program Specialist for the Transportation Department.
- 2)    My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.
- 3)    My duties and responsibilities as a Program Specialist for ORS include serving as custodian of records for business filings associated with motor vehicle carriers subject to the jurisdiction of the Public Service Commission ("PSC").
- 4)    It is the regular business practice of ORS to maintain certain business records required to be filed by motor vehicle carriers that are subject to the jurisdiction of the PSC.
- 5)    As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.
- 6)    On August 20, 2015, I examined the business records on file with ORS.
- 7)    As a result of that examination, I attest that the proof of insurance as required by 10 S.C. Code Ann. Regs. 103-171 and/or 103-174 (Supp. 2013) has not been filed with ORS by the following carriers as of August 20, 2015:" (See attached list)

AND FURTHER THE AFFIANT SAYETH NOT.

Carole Chauvin

Carole Chauvin  
Program Specialist, Transportation Department  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, S.C. 29201

Sworn and subscribed before me  
this 20<sup>th</sup> day of August, 20 15

[Signature]

Notary Public for South Carolina

My Commission Expires: 2/10/2020